

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

RONALD DIGGS,

Plaintiff,

-v-

9:16-CV-554
(DNH/DJS)

SGT. RONALD G. WOOD; SGT. JUSTIN
DELISLE; KRISTEN J. DELISLE, Librarian;
CHRIS DUBREY, Correctional Officer/
Sergeant; and T. ROBARE, Corrections Officer,

Defendants.

APPEARANCES:

OF COUNSEL:

RONALD DIGGS
Plaintiff, pro se
15-A-2954
Elmira Correctional Facility
P.O. Box 500
Elmira, NY 14902

BARBARA D. UNDERWOOD
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Attorney for Defendants
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RYAN L. ABEL, ESQ.
Assistant Attorney General

DAVID N. HURD
United States District Judge

DECISION and ORDER

Pro se plaintiff Ronald Diggs brought this civil rights action pursuant to 42 U.S.C.

§ 1983. On August 16, 2018, the Honorable Daniel J. Stewart, United States Magistrate
Judge, advised by Report-Recommendation that defendants Sgt. Justin Delisle and Kristen J.

Delisle's motion for summary judgment be granted and the complaint be dismissed as against them. No objections to the Report-Recommendation were filed.

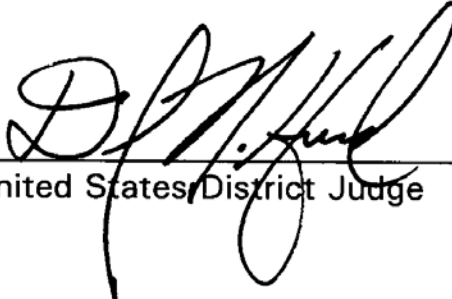
Based upon a careful review of the Report-Recommendation, the Report-Recommendation is accepted in whole. See 28 U.S.C. § 636(b)(1).

Therefore, it is

ORDERED that

1. Defendants Sgt. Justin Delisle and Kristen J. Delisle's motion for summary judgment is **GRANTED**; and
2. Plaintiff's complaint is **DISMISSED** in its entirety as against defendants Sgt. Justin Delisle and Kristen J. Delisle.

IT IS SO ORDERED.



United States District Judge

Dated: September 26, 2018
Utica, New York.